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NOTE

From:	Presidency
To:	Working Party on Technical Harmonisation (SMEI Omnibus)
Subject:	SMEI Omnibus Regulation: 4-column table

Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Regulations (EU) 2016/424, (EU) 2016/425, (EU) 2016/426, (EU) 2019/1009 and (EU) No 305/2011 as regards emergency procedures for the conformity assessment, adoption of common specifications and market surveillance due to a Single Market emergency (Text with EEA relevance)

2022/0279(COD)

Non-versioned [LATEST TEXT] 17-11-2023

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Formula				
1	2022/0279 (COD)	2022/0279 (COD)	2022/0279 (COD)	2022/0279 (COD) Text Origin: Commission Proposal
Proposal Title				
2	Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Regulations (EU) 2016/424, (EU) 2016/425, (EU) 2016/426, (EU) 2019/1009 and (EU) No 305/2011 as regards emergency procedures for the conformity assessment, adoption of common specifications and market surveillance due to a Single Market emergency (Text with EEA relevance)	Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Regulations (EU) 2016/424, (EU) 2016/425, (EU) 2016/426, (EU) 2019/1009, <u>(EU) 2023/988, (EU) 2023/1230</u> and (EU) No 305/2011 as regards emergency procedures for the conformity assessment, adoption of common specifications and market surveillance due to <u>a Single internal</u> market emergency (Text with EEA relevance)	Proposal for a REGULATION OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL amending Regulations (EU) 2016/424, (EU) 2016/425, (EU) 2016/426, (EU) 2019/1009 and (EU) No 305/2011 No 305/2011 and (EU) 2023/1230 as regards emergency procedures for the conformity assessment, adoption of common specifications and market surveillance due to a Single Market emergency (Text with EEA relevance)	COM: To be revisited after a final decision on the scope has been taken
Formula				
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	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION, Text Origin: Commission Proposal
Citation 1				
4	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 114 thereof,	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 114 thereof,	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 114 thereof,	Having regard to the Treaty on the Functioning of the European Union, and in particular Article 114 thereof, Text Origin: Commission Proposal
Citation 2				
5	Having regard to the proposal from the European Commission,	Having regard to the proposal from the European Commission,	Having regard to the proposal from the European Commission,	Having regard to the proposal from the European Commission, Text Origin: Commission Proposal
Citation 3				
6	After transmission of the draft legislative act to the national parliaments,	After transmission of the draft legislative act to the national parliaments,	After transmission of the draft legislative act to the national parliaments,	After transmission of the draft legislative act to the national parliaments, Text Origin: Commission Proposal
Citation 4				
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	Having regard to the opinion of the European Economic and Social Committee¹, 1. OJ C , , p. .	Having regard to the opinion of the European Economic and Social Committee¹, 1. OJ C , , p. .	Having regard to the opinion of the European Economic and Social Committee¹, 1. OJ C , , p. .	Having regard to the opinion of the European Economic and Social Committee¹, 1. OJ C , , p. . Text Origin: Commission Proposal
Citation 5				
8	Acting in accordance with the ordinary legislative procedure¹, 1. Position of the European Parliament of xxx (not yet published in the Official Journal) and Decision of the Council of xxx.	Acting in accordance with the ordinary legislative procedure¹, 1. Position of the European Parliament of xxx (not yet published in the Official Journal) and Decision of the Council of xxx.	Acting in accordance with the ordinary legislative procedure¹, 1. Position of the European Parliament of xxx (not yet published in the Official Journal) and Decision of the Council of xxx.	Acting in accordance with the ordinary legislative procedure¹, 1. Position of the European Parliament of xxx (not yet published in the Official Journal) and Decision of the Council of xxx. Text Origin: Commission Proposal
Formula				
9	Whereas:	Whereas:	Whereas:	Whereas: Text Origin: Commission Proposal
Recital 1				
10	(1) [insert reference to SMEI Regulation] aims to ensure the normal functioning of the Single Market, including the free movement of goods, services and persons and guarantee the availability of crisis-relevant goods	(1) [insert reference to SMEIIMERA Regulation] aims to ensure the normal functioning of the Singleinternal market, including the free movement of goods, services and persons and guaranteeensure the availability of crisis-relevant	(1) [insert reference to SMEI Regulation] aims to ensure the normal functioning of the Single Market, including the free movement of goods, services and persons and guarantee the availability of crisis-relevant goods	(1) COM proposal: [insert reference to SMEISMEI/IMERA Regulation] aims to ensure the normal functioning of the Single[Single/Internal] Market,

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	and services and goods and services of strategic importance to citizens, businesses and public authorities during a crisis.	goods and services and goods and services of strategic importance to citizens, businesses and public authorities during a crisis.	and services and goods and services of strategic importance to citizens, businesses and public authorities during a crisis.	including the free movement of goods, services and persons and guarantee <u>ensure</u> the availability of crisis-relevant goods and services and goods and services of strategic importance to citizens, businesses and public authorities during a crisis.
Recital 2				
11	(2) The framework established by [insert reference to SMEI Regulation] lays down measures, which should be deployed in a coherent, transparent, efficient, proportionate and timely manner, so as to prevent, mitigate and minimise the impact on the functioning of the Single Market that a crisis may cause.	(2) The framework established by [insert reference to SMEI <u>IMERA</u> Regulation] lays down measures, which should be deployed in a coherent, transparent, efficient, proportionate and timely manner, so as to prevent, mitigate and minimise the impact <u>a crisis may cause</u> on the functioning of the Single <u>internal</u> market that a crisis may cause .	(2) The framework established by [insert reference to SMEI Regulation] lays down measures, which should be deployed in a coherent, transparent, efficient, proportionate and timely manner, so as to prevent, mitigate and minimise the impact on the functioning of the Single Market that a crisis may cause.	COM: To be revisited after final decisions on the name of the SMEI/IMERA Regulation, on the reference to Single/Internal and on the definitions in the SMEI/IMERA Regulation have been taken
Recital 3				
12	(3) [insert reference to SMEI Regulation] lays down a multi-layered mechanism consisting of contingency planning, vigilance mode and Single Market emergency mode.	(3) [insert reference to SMEI <u>IMERA</u> Regulation] lays down a multi-layered mechanism consisting of contingency planning, vigilance mode and Single and <u>internal</u> market <u>vigilance and</u> emergency mode <u>modes</u> .	(3) [insert reference to SMEI Regulation] lays down a multi-layered mechanism consisting of contingency planning, vigilance mode and Single Market emergency mode.	COM: To be revisited after final decisions on the name of the SMEI/IMERA Regulation and on the reference to Single/Internal have been taken
Recital 4				
13	(4) [insert reference to SMEI	(4) [insert reference to	(4) [insert reference to SMEI	

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	Regulation] lays down rules with the objective of safeguarding the free movement of goods, services and persons in the Single Market and to ensure the availability of goods and services that are particularly important also in times of crisis. [insert reference to SMEI Regulation] applies to both goods and services.	SMEI <u>IMERA</u> Regulation] lays down rules with the objective of safeguarding the free movement of goods, services and persons in the Single <u>internal</u> market and to ensure the availability of goods and services that are particularly important also in times of crisis. [insert reference to SMEI <u>IMERA</u> Regulation] applies to both goods and services.	Regulation] lays down rules with the objective of safeguarding the free movement of goods, services and persons in the Single Market and to ensure the availability of goods and services that are particularly important also in times of crisis. [insert reference to SMEI Regulation] applies to both goods and services.	COM: To be revisited after final decisions on the name of the SMEI/IMERA Regulation and on the reference to Single/Internal have been taken
Recital 5				
14	(5) In order to complement, ensure consistency and to further enhance the effectiveness of such measures, it is appropriate to ensure that referred to in [insert reference to SMEI Regulation] may be swiftly placed on the Union market in order to contribute to addressing and mitigating the disruptions.	(5) In order to complement, ensure consistency and to further enhance the effectiveness of such measures, it is appropriate to ensure that <u>crisis-relevant goods</u> referred to in [insert reference to SMEI <u>IMERA</u> Regulation] may be swiftly placed on the Union <u>internal</u> market in order to contribute to addressing and mitigating the disruptions.	(5) In order to complement, ensure consistency and to further enhance the effectiveness of such measures, it is appropriate to ensure that referred to in [insert reference to SMEI Regulation] may be swiftly placed on the Union market in order to contribute to addressing and mitigating the disruptions.	(5) <u>COM proposal:</u> In order to complement, ensure consistency and to further enhance the effectiveness of such measures, it is appropriate to ensure that <u>crisis-relevant goods</u> referred to in [insert reference to SMEI <u>SMEI/IMERA</u> Regulation] may be swiftly placed on the Union market in order to contribute to addressing and mitigating the disruptions.
Recital 6				
15	(6) A number of Union sectoral legal acts lay down harmonised rules regarding the design, manufacture, conformity assessment and placing on the market of certain products. Such legal acts include Regulations (EU) 2016/424 ¹ , (EU) 2016/425 ² ,	(6) A number of Union sectoral legal acts lay down harmonised rules regarding the design, manufacture, conformity assessment and placing on the market of certain products. Such legal acts include Regulations (EU) 2016/424 ¹ , (EU) 2016/425 ² ,	(6) A number of Union sectoral legal acts lay down harmonised rules regarding the design, manufacture, conformity assessment and placing on the market of certain products. Such legal acts include Regulations (EU) 2016/424 ¹ , (EU) 2016/425 ² ,	COM: To be revisited after a final decision on the scope has been taken

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	(EU) 2016/426³, (EU) 2019/1009⁴ and (EU) No 305/2011⁵ of the European Parliament and of the Council. Those legal acts are based on the principles of the new approach to technical harmonisation. Moreover, Regulations (EU) 2016/424, (EU) 2016/425, (EU) 2016/426 and (EU) 2019/1009 are also aligned to the reference provisions laid down by Decision No 768/2008/EC of the European Parliament and of the Council ⁶. 1. OJ L 81, 31.3.2016, p. 1. 2. OJ L 81, 31.3.2016, p. 51. 3. OJ L 81, 31.3.2016, p. 99. 4. OJ L 170, 25.6.2019, p. 1. 5. OJ L 88, 4.4.2011, p. 5. 6. OJ L 218, 13.8.2008, p. 82.	(EU) 2016/426³, (EU) 2019/1009⁴, <u>(EU) 2023/1230^{4a}</u> and (EU) No 305/2011⁵ of the European Parliament and of the Council. Those legal acts are based on the principles of the new approach to technical harmonisation. Moreover, Regulations (EU) 2016/424, (EU) 2016/425, (EU) 2016/426, <u>(EU) 2019/1009</u>, <u>(EU) 2023/988^{3a}</u> and <u>(EU) 2023/1230</u> and (EU) 2019/1009 are also aligned to the reference provisions laid down by Decision No 768/2008/EC of the European Parliament and of the Council ⁶. <u>In addition, Regulation (EU) 2023/988 lays down essential rules on the safety of consumer products placed or made available on the market.</u> 1. OJ L 81, 31.3.2016, p. 1. 2. OJ L 81, 31.3.2016, p. 51. 3. OJ L 81, 31.3.2016, p. 99. 4. OJ L 170, 25.6.2019, p. 1. <u>4a. OJ L 165, 29.6.2023, p. 1</u> 5. OJ L 88, 4.4.2011, p. 5. <u>5a. OJ L 135, 23.5.2023, p. 1.</u> 6. OJ L 218, 13.8.2008, p. 82.	(EU) 2016/426³, ⁴ (EU) No 305/2011⁵ and (EU) No 2023/1230⁶ (EU) 2019/1009⁴ and (EU) No 305/2011⁵ of the European Parliament and of the Council. Those legal acts are based on the principles of the new approach to technical harmonisation. Moreover, Regulations (EU) 2016/424, (EU) 2016/425, (EU) 2016/426 and (EU) 2019/1009 No 2023/1230 are also aligned to the reference provisions laid down by Decision No 768/2008/EC of the European Parliament and of the Council⁷. ⁶. 1. OJ L 81, 31.3.2016, p. 1. 2. OJ L 81, 31.3.2016, p. 51. 3. OJ L 81, 31.3.2016, p. 99. 4. OJ L 170, 25.6.2019, p. 1. 5. OJ L 88, 4.4.2011, p. 5. 6. OJ L 218, 13.8.2008, p. 82 165, 29.6.2023, p 1. 7. OJ L 218, 13.8.2008, p. 82.	
	Recital 7			
16	(7) Neither the reference provisions laid down by Decision No 768/2008/EC, nor the specific provisions laid down by the sectoral nionU harmonisation legislation	(7) Neither the reference provisions laid down by Decision No 768/2008/EC, nor the specific provisions laid down by the sectoral nionU <u>Union</u> harmonisation	(7) Neither the reference provisions laid down by Decision No 768/2008/EC, nor the specific provisions laid down by the sectoral nionU <u>Union</u> harmonisation	(7) Neither the reference provisions laid down by Decision No 768/2008/EC, nor the specific provisions laid down by the sectoral nionU <u>Union</u> harmonisation

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	provide for procedures designed to apply in crisis. It is appropriate to introduce targeted adjustments to those Regulations, aimed at preparing and responding to impacts of crises affecting products that have been designated as crisis-relevant goods and covered by those Regulations.	legislation provide for procedures designed to apply in crisis. It is appropriate to introduce targeted adjustments to those Regulations, aimed at preparing and responding to impacts of crises affecting products that have been designated as crisis-relevant goods and covered by those Regulations.	legislation provide for procedures designed to apply in crisis. It is appropriate to introduce targeted adjustments to those Regulations, aimed at preparing and responding to impacts of crises affecting products that have been designated as crisis-relevant goods and covered by those Regulations.	legislation provide for procedures designed to apply in crisis. It is appropriate to introduce targeted adjustments to those Regulations, aimed at preparing and responding to impacts of crises affecting products that have been designated as crisis-relevant goods and covered by those Regulations. Text Origin: EP Mandate
Recital 8				
17	(8) Experience from the recent crises that have affected the Single Market has shown that the procedures laid down in the sectoral legislation are not designed to cater for the needs of crisis-response scenarios and do not offer the necessary regulatory flexibility. It is therefore appropriate to provide for a legal basis for such crisis-response procedures as a complement to the measures adopted under [insert reference to SMEI Regulation].	(8) Experience from the recent crises that have affected the Single <u>internal</u> market has shown that the procedures laid down in the sectoral legislation are not designed to cater for the needs of crisis-response scenarios and do not offer the necessary regulatory flexibility. It is therefore appropriate to provide for a legal basis for such crisis-response procedures as a complement to the measures adopted under [insert reference to SMEI <u>IMERA</u> Regulation].	(8) Experience from the recent crises that have affected the Single Market has shown that the procedures laid down in the sectoral legislation are not designed to cater for the needs of crisis-response scenarios and do not offer the necessary regulatory flexibility. It is therefore appropriate to provide for a legal basis for such crisis-response procedures as a complement to the measures adopted under [insert reference to SMEI Regulation <u>insert reference to SMEI Regulation</u>].	COM: To be revisited after final decisions on name of the SMEI/IMERA Regulation and on the reference to Single/Internal have been taken
Recital 9				
18	(9) In order to overcome the potential effects of disruptions on the Single Market and in order to ensure that crisis-relevant goods are	(9) In order to overcome the potential effects of disruptions on <u>the Single to the internal</u> market and in order to ensure that crisis-relevant	(9) In order to overcome the potential effects of disruptions on the Single Market and in order to ensure that crisis-relevant goods are	(9) <u>COM proposal:</u> In order to overcome the potential effects of disruptions on the

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	placed on the market swiftly, it is appropriate to provide for a requirement for the conformity assessment bodies to prioritise the conformity assessment applications of such products over any pending applications concerning products, which have not been designated as crisis-relevant.	goods are placed on the market swiftly, it is appropriate to provide for a requirement for the conformity assessment bodies to prioritise the conformity assessment applications of such products over any pending applications concerning products, which have not been designated as crisis-relevant.	placed on the market swiftly, it is appropriate to provide for a requirement for the conformity assessment bodies to prioritise the conformity assessment applications of such products over any pending applications concerning products, which have not been designated as crisis-relevant. In the context of such prioritisation, any potential additional costs charged by the conformity assessment body to the manufacturer should be proportionate to the direct costs incurred by the conformity assessment bodies in order to put in place the said prioritisation. The notified bodies are encouraged to increase their testing capacities for such products designated as crisis-relevant goods in respect to which they have been notified.	Single <u>[Single/Internal]</u> Market and in order to ensure that crisis-relevant goods are placed on the market swiftly, it is appropriate to provide for a requirement for the conformity assessment bodies to prioritise the conformity assessment applications of such products over any pending applications concerning products, which have not been designated as crisis-relevant. <u>In the context of such prioritisation, no additional costs may be charged by the conformity assessment body to the manufacturer. Furthermore, the notified bodies are encouraged to increase their testing capacities for such products designated as crisis-relevant goods in respect to which they have been notified.</u>
Recital 10				
19	(10) To that end, emergency procedures should be laid down in Regulations (EU) 2016/424, (EU) 2016/425, (EU) 2016/426, (EU) 2019/1009 and (EU) No 305/2011. Those procedures should be available only following the activation of the Single Market emergency mode in accordance with [insert reference to SMEI	(10) To that end, emergency procedures should be laid down in Regulations (EU) 2016/424, (EU) 2016/425, (EU) 2016/426, (EU) 2019/1009, <u>(EU) 2023/988, (EU) 2023/1230</u> and (EU) No 305/2011. Those procedures should be available only following the activation of the Single <u>internal</u> market emergency mode in	(10) To that end, emergency procedures should be laid down in Regulations (EU) 2016/424, (EU) 2016/425, (EU) 2016/426, (EU) 2019/1009 and (EU) No 305/2011 and (EU) 2023/1230. Those procedures should be available only following the activation of the Single Market emergency mode in accordance with	COM: To be revisited after final decisions on the scope, the name of the SMEI/IMERA Regulation and on the reference to Single/Internal have been taken

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	Regulation].	accordance with [insert reference to SMEI <u>IMERA</u> Regulation].	[insert reference to SMEI Regulation] [insert reference to <u>SMEI Regulation</u>].	
Recital 11				
20	(11) Furthermore, in cases where the disruptions might affect the conformity assessment bodies or in cases where the testing capacities for such crisis-relevant products would not be sufficient, it is appropriate to provide for the possibility for the national competent authorities to exceptionally and temporarily authorise the placing on the market of products, which have not undergone the usual conformity assessment procedures required by the respective EU sectoral legislation.	(11) Furthermore, in cases where the disruptions might affect the conformity assessment bodies or in cases where the testing capacities for such crisis-relevant products would not be sufficient, it is appropriate to provide for the possibility for the national competent authorities to exceptionally and temporarily authorise the placing on the market of products, which have not undergone the usual conformity assessment procedures required by the respective EU <u>Union</u> sectoral legislation. <u>The authorisation for products granted exceptionally and temporarily should remain valid for six months after deactivation or expiration of the internal market emergency mode, where it does not does not affect in any way the health, safety and security of consumers. After this period, products should only be made available on the market after receiving an authorisation under the normal authorisation procedure provided for under the applicable rules. Products already granted authorisation exceptionally and</u>	(11) Furthermore, in cases, for example , where the disruptions might affect the conformity assessment bodies or in cases where the testing capacities for such crisis-relevant products would not be sufficient, it is appropriate to provide for the possibility for the national competent authorities to exceptionally and temporarily authorise the placing on the market of products, which have not undergone the usual conformity assessment procedures required by the respective EU sectoral legislation.	(11) <u>COM proposal:</u> Furthermore, in cases, <u>for example</u> , where the disruptions might affect the conformity assessment bodies or in cases where the testing capacities for such crisis-relevant products would not be sufficient, it is appropriate to provide for the possibility for the national competent authorities to exceptionally and temporarily authorise the placing on the market of products, which have not undergone the usual conformity assessment procedures required by the respective EU <u>Union</u> sectoral legislation.

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		<u>temporarily may be re-authorised under the normal authorisation procedure. Nevertheless, products or components already purchased for use, or which are already in use, may continue to be used without new authorisation.</u>		
Recital 12				
21	(12) As regards products falling within the scope of those Regulations that have been designated as crisis-relevant goods, the national competent authorities should be able, in the context of an ongoing Single Market emergency, to derogate from the obligation to carry out those conformity assessment procedures laid down in those Regulations, in those cases where the involvement of a notified body is mandatory and should be able to issue authorisations for those products, provided that they comply with all the applicable essential safety requirements. Compliance with those substantive requirements may be demonstrated by various means, which may include testing performed by the national authorities of samples provided by the manufacturer having applied for an authorisation. The specific procedures, which were followed to demonstrate the compliance and	(12) As regards products falling within the scope of those Regulations that have been designated as crisis-relevant goods, the national competent authorities should be able, in the context of an ongoing Single <u>internal</u> market emergency, to derogate from the obligation to carry out those conformity assessment procedures laid down in those Regulations, in those cases where the involvement of a notified body is mandatory and should be able to issue authorisations for those products, provided that they comply with all the applicable essential safety requirements <u>and that the safety of consumers and end-users is fully assured</u> . Compliance with those substantive requirements may be demonstrated by various means, which may include testing performed by the national authorities of samples provided by the manufacturer having applied for an	(12) As regards products falling within the scope of those Regulations that have been designated as crisis-relevant goods, the national competent authorities should be able, in the context of an ongoing Single Market emergency, to derogate from the obligation to carry out those conformity assessment procedures laid down in those Regulations, in those cases where the involvement of a notified body is mandatory and should be able to issue authorisations for those products, provided that they ensure the conformity comply with all the applicable essential safety requirements. Compliance with those substantive requirements may be demonstrated by various means, which may include testing performed by the national authorities of samples provided by the manufacturer having applied for an authorisation. The specific procedures, which were followed to	(12) <u>COM proposal:</u> As regards products falling within the scope of those Regulations that have been designated as crisis-relevant goods, the national competent authorities should be able, in the context of an ongoing Single <u>[Single/Internal]</u> Market emergency, to derogate from the obligation to carry out those conformity assessment procedures laid down in those Regulations, in those cases where the involvement of a notified body is mandatory and should be able to issue authorisations for those products, provided that they comply <u>ensure the conformity</u> with all the applicable essential safety requirements. Compliance with those substantive requirements may be demonstrated by various means, which may include testing performed by the national authorities of samples provided by the manufacturer having

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	their results should be clearly described in the authorisation issued by the national competent authority.	authorisation. The specific procedures, which were followed to demonstrate the compliance and their results should be clearly described in the authorisation issued by the national competent authority. <u><i>The principle of mutual recognition should apply to goods placed on the market under that derogation. The competent national authority should keep relevant technical documentation to ensure compliance with applicable rules. Products manufactured during the internal market emergency mode, where derogation from the conformity assessment procedures was authorised, should also be subject to the relevant obligations of traceability provided for in Regulation (EU) 2023/988, in particular those set out in Article 15(5) thereof.</i></u>	demonstrate the compliance and their results should be clearly described in the authorisation issued by the national competent authority.	applied for an authorisation. The specific procedures, which were followed to demonstrate the compliance and their results should be clearly described in the authorisation issued by the national competent authority.
Recital 12a				
21a			(12a) Since the essential safety requirements harmonised by the existing Regulations remain applicable and the authorisation issued by a national competent authority without the CE marking may occur exceptionally, temporarily and additionally to the conformity assessment procedures laid down in those	<u><i>(12a) COM proposal:</i></u> <u><i>Since the essential safety requirements harmonised by the existing Regulations remain applicable and the authorisation issued by a national competent authority without the CE marking may occur exceptionally, temporarily and additionally to the</i></u>

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			Regulations, this amending Regulation continues to improve the conditions for the functioning of the internal market. Therefore, this amending Regulation takes into account both the context constituted by the fully harmonised rules stemming from the existing Regulations and the complementary rules stemming from amendments that would be made to them which would not only allow national authorities to recognise authorisations issued in other Member States but would also require the Commission to extend the validity of such national authorisations from the territory of a single Member State to the territory of the Union by means of implementing acts unless the requirements set in the authorisation do not ensure the conformity with the essential requirements laid down in these Regulations. Such a parallel national authorisation scheme in exceptional times of crisis, in addition to the Union conformity assessment procedure, is justified and proportionate for the achievement of the legitimate objective of protecting health, life and safety. By not providing for an automatic mutual recognition of each national authorisation which is granted on a derogatory	<u>conformity assessment procedures laid down in those Regulations, this amending Regulation continues to improve the conditions for the functioning of the internal market. Therefore, this amending Regulation takes into account both the context constituted by the fully harmonised rules stemming from the existing Regulations and the complementary rules stemming from amendments that would be made to them which would not only allow national authorities to recognise authorisations issued in other Member States but would also require the Commission to extend the validity of such national authorisations from the territory of a single Member State to the territory of the Union by means of implementing acts unless the requirements set in the authorisation do not ensure the conformity with the essential requirements laid down in these Regulations. Such a parallel national authorisation scheme in exceptional times of crisis, in addition to the Union conformity assessment procedure, is justified and proportionate for the achievement of the legitimate objective of protecting health, life and safety. By not providing for an automatic mutual recognition of each national authorisation which</u>

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			basis in times of crisis, this amending Regulation aims to avoid any circumvention or undermining of the CE marking procedure and thereby to maintain consumer confidence in the safety of products bearing the CE marking in the Union market. Therefore these new derogatory rules, insofar as they prohibit the CE marking on the products which have been approved only at national level, should not affect the harmonised product legislation and consumer confidence in the CE marking which can only be affixed where all the harmonised substantive and procedural rules have been respected.	<u>is granted on a derogatory basis in times of crisis, this amending Regulation aims to avoid any circumvention or undermining of the CE marking procedure and thereby to maintain consumer confidence in the safety of products bearing the CE marking in the Union market. Therefore, these new derogatory rules, insofar as they prohibit the CE marking on the products which have been approved only at national level, should not affect the harmonised product legislation and consumer confidence in the CE marking which can only be affixed where all the harmonised substantive and procedural rules have been respected.</u>
Recital 12b				
21b			(12aa) Where the Commission has extended the validity of an authorisation issued by a Member State by means of an implementing act, the conditions for the placing on the market of the concerned goods set out therein should apply only to those goods placed on the market after the date of entry into force of the said implementing act. All pre-existing authorisations adopted by Member States prior to the entry	<u>(12b) COM proposal:</u> <u>Where the Commission has extended the validity of an authorisation issued by a Member State by means of an implementing act, the conditions for the placing on the market of the concerned goods set out therein should apply only to those goods placed on the market after the date of entry into force of the said implementing act. All pre-existing authorisations</u>

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			into force of the Commission implementing act should cease to provide a legal basis for the placing of the goods on the market after the entry into force of the Commission implementing act concerning the same goods and Member States should take the necessary actions to that effect. Goods already placed on the market on the basis of an authorisation adopted by a Member State prior to the adoption of the Commission implementing act are not to be withdrawn or recalled unless specific safety concerns have been identified with respect to such goods which result in corrective or restrictive actions to be taken by the Commission by means of another implementing act.	<u>adopted by Member States prior to the entry into force of the Commission implementing act should cease to provide a legal basis for the placing of the goods on the market after the entry into force of the Commission implementing act concerning the same goods and Member States should take the necessary actions to that effect. Goods already placed on the market on the basis of an authorisation adopted by a Member State prior to the adoption of the Commission implementing act are not to be withdrawn or recalled unless specific safety concerns have been identified with respect to such goods which result in corrective or restrictive actions to be taken by the Commission by means of another implementing act.</u>
Recital 12c				
21c			(12b) The validity of all authorisations for the placing on the market of goods designated as crisis-relevant in the context of an active Single Market emergency mode, as referred to in [the SMEI Regulation], should automatically expire on the date of expiry or deactivation of the Single Market emergency mode. However, it should also be possible to issue	<u>(12c) COM proposal:</u> <u>The validity of all authorisations for the placing on the market of goods designated as crisis-relevant in the context of an active Single Market emergency mode, as referred to in [the SMEI Regulation], should automatically expire on the date of expiry or deactivation of the Single Market</u>

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			authorisations with a shorter validity. Once the authorisation has expired, no further placing of crisis-relevant goods on the market should occur on the basis of that authorisation. However, the expiry of an authorisation should not automatically trigger an obligation to withdraw or recall goods which have already been placed on the market on the basis of that authorisation. In cases where the placing on the market has occurred in breach of the conditions laid down in the authorisation or where there are sufficient reasons to believe that the goods covered by such authorisation present a risk to the health or safety of persons, the national market surveillance authorities should be entitled to take all the corrective and restrictive measures at their disposal in accordance with the provisions of Regulations (EU) 2016/424, (EU) 2016/425, (EU) 2016/426, (EU) No 305/2011 and (EU) 2023/1230 and Regulation (EU) 2019/1020. In order to ensure uniform conditions for the implementation of the sectorial emergency procedures, the Commission should be empowered to lay down rules regarding the follow-up actions to be taken and the procedures to be followed with	<u>emergency mode. However, it should also be possible to issue authorisations with a shorter validity. Once the authorisation has expired, no further placing of crisis-relevant goods on the market should occur on the basis of that authorisation. However, the expiry of an authorisation should not automatically trigger an obligation to withdraw or recall goods which have already been placed on the market on the basis of that authorisation. In cases where the placing on the market has occurred in breach of the conditions laid down in the authorisation or where there are sufficient reasons to believe that the goods covered by such authorisation present a risk to the health or safety of persons, the national market surveillance authorities should be entitled to take all the corrective and restrictive measures at their disposal in accordance with the provisions of [Regulations (EU) 2016/424, (EU) 2016/425, (EU) 2016/426, (EU) No 305/2011 and (EU) 2023/1230 and Regulation (EU) 2019/1020]. In order to ensure uniform conditions for the implementation of the sectorial emergency procedures, the Commission should be empowered to lay down rules regarding the follow-up actions to be taken and</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			respect to the goods placed on the market in accordance with the relevant sectorial emergency procedures.	<u><i>the procedures to be followed with respect to the goods placed on the market in accordance with the relevant sectorial emergency procedures.</i></u> COM: to be revisited after a final decision on the scope has been taken
Recital 12d				
21d			(12c) In order to ensure timely sharing of information and to allow all Member States to react, it should be ensured that the Commission and the other Member States are immediately informed of any decisions at national level to authorise crisis-relevant goods. The Information and Communication System for Market Surveillance (ICSMS) already provides the necessary functions to allow quick notification of administrative decisions and therefore can be used by Member States for this purpose. Moreover, information on all corrective or restrictive measures should also be shared. Pursuant to Regulation (EU) 2019/1020 such information is to be accessible in ICSMS irrespectively whether those	<u><i>(12d) COM proposal:</i></u> <u><i>In order to ensure timely sharing of information and to allow all Member States to react, it should be ensured that the Commission and the other Member States are immediately informed of any decisions at national level to authorise crisis-relevant goods. The Information and Communication System for Market Surveillance (ICSMS) already provides the necessary functions to allow quick notification of administrative decisions and therefore can be used by Member States for this purpose. Moreover, information on all corrective or restrictive measures should also be shared. Pursuant to Regulation (EU) 2019/1020 such information is to be accessible in ICSMS irrespectively whether those</i></u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			measures have to be notified or not in Safety Gate [formerly known as RAPEX] due to the products presenting a serious risk. Double entry will be avoided by means of the data interface between Safety Gate [formerly known as RAPEX] and ICSMS maintained by the Commission in accordance with article 20(5) of Regulation (EU) 2019/1020.	<u>measures have to be notified or not in Safety Gate due to the products presenting a serious risk. Double entry will be avoided by means of the data interface between Safety Gate and ICSMS maintained by the Commission in accordance with article 20(5) of Regulation (EU) 2019/1020.</u>
Recital 13				
22	(13) Where a Single Market emergency entails an exponential increase in the demand for certain products and in order to support the efforts of economic operators to meet such demand, it is appropriate to provide technical references, which may be used by the manufacturers to design and produce crisis-relevant goods, which comply with the applicable essential health and safety requirements.	(13) Where a-Single <u>an internal</u> market emergency entails an exponential increase in the demand for certain products and in order to support the efforts of economic operators to meet such demand, it is appropriate to provide technical references, which may be used by the manufacturers to design and produce crisis-relevant goods, which comply with the applicable essential health and safety requirements.	(13) Where a Single Market emergency entails an exponential increase in the demand for certain products and in order to support the efforts of economic operators to meet such demand, it is appropriate to provide technical references, which may be used by the manufacturers to design and produce crisis-relevant goods, which comply with the applicable essential health and safety requirements.	(13) Where a-Single <u>an internal/single</u> market emergency entails an exponential increase in the demand for certain products and in order to support the efforts of economic operators to meet such demand, it is appropriate to provide technical references, which may be used by the manufacturers to design and produce crisis-relevant goods, which comply with the applicable essential health and safety requirements. COM: to be revisited after a final decision on the Single/Internal has been taken. Text Origin: EP Mandate
Recital 14				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
23	(14) A number of sectoral Union harmonisation legislation provide for the possibility for a manufacturer to benefit from a presumption of conformity if their product complies with a harmonised European standard. However, in cases where such standards do not exist or the compliance with them might be rendered excessively difficult by the disruptions caused by the crisis, it is appropriate to provide for alternative mechanisms.	(14) A number of sectoral Union harmonisation legislation provide for the possibility for a manufacturer to benefit from a presumption of conformity if their product complies with a harmonised European standard. <u>Furthermore, the general product safety framework laid down in Regulation (EU) 2023/988 provides for the possibility for a product to benefit from a presumption of conformity with the general product safety requirement if that product conforms with the European standard or parts thereof as far as the risks and risk categories covered by that standard are concerned, the references of which have been published in the Official Journal of the European Union.</u> However, in cases where such standards do not exist or the compliance with them<u>such standards</u> might be rendered excessively difficult by<u>as a result of</u> the disruptions caused by the crisis, it is appropriate to provide for alternative mechanisms.	(14) A number of sectoral Union harmonisation legislation provide for the possibility for a manufacturer to benefit from a presumption of conformity if their product complies with a harmonised European standard. However, in cases where such standards do not exist or the compliance with them might be rendered excessively difficult by the disruptions caused by the crisis, it is appropriate to provide for alternative mechanisms.	(14) <u>COM proposal:</u> A number of sectoral Union harmonisation legislation provide for the possibility for a manufacturer to benefit from a presumption of conformity if their product complies with a harmonised European standard. However, in cases where such standards do not exist or the compliance with them might be rendered excessively difficult by the disruptions caused by the crisis, it is appropriate to provide for alternative mechanisms. COM: to be revisited after a final decision on the scope has been taken.
Recital 15				
24	(15) With respect to Regulations (EU) 2016/424, (EU) 2016/425, (EU) 2016/426 and, (EU) 2019/1009, the competent national	(15) With respect to Regulations (EU) 2016/424, (EU) 2016/425, (EU) 2016/426, <u>(EU) 2019/1009 and, (EU) 2019/1009 2023/988, and</u>	(15) With respect to Regulations (EU) 2016/424, (EU) 2016/425, (EU) 2016/426 and, (EU) 2019/1009, (EU) 2023/1230 the	(15) <u>COM proposal:</u> With respect to Regulations (EU) 2016/424, (EU) 2016/425, (EU)

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	authorities should be able to presume that products manufactured in accordance with national or international standards within the meaning of Regulation (EU) No 1025/2012¹ ensuring an equivalent level of protection to that offered by the harmonised European standards comply with the relevant essential health and safety requirements. ¹. OJ L 316, 14.11.2012, p. 12.	<u>(EU) 2023/1230</u>, the competent national authorities should be able to presume that products manufactured in accordance with national or international standards within the meaning of Regulation (EU) No 1025/2012¹ ensuring an equivalent level of protection to that offered by the harmonised European standards comply with the relevant essential health and safety requirements. ¹. OJ L 316, 14.11.2012, p. 12.	competent national authorities should be able to presume that products manufactured in accordance with national or international international, European or national standards within the meaning of Regulation (EU) No 1025/2012¹ identified by the Commission as suitable to reach conformity and ensuring an equivalent level of protection to that offered by the harmonised European standards comply with the relevant essential health and safety requirements. ¹. OJ L 316, 14.11.2012, p. 12.	2016/426 <u>and, (EU) 2019/1009</u>, <u>(EU) 2023/1230 and (EU) 2023/988</u>, the competent national authorities should be able to presume that products manufactured in accordance with national or international international, European or national standards <u>of the Member States</u> within the meaning of Regulation (EU) No 1025/2012¹ identified by the Commission as suitable to reach conformity and ensuring an equivalent level of protection to that offered by the harmonised European standards comply with the relevant essential health and safety requirements. ¹. OJ L 316, 14.11.2012, p. 12. COM: to be revisited after a final decision on the scope has been taken.
Recital 16				
25	(16) Furthermore, with respect to Regulations (EU) 2016/424, (EU) 2016/425, (EU) 2016/426, (EU) 2019/1009 and (EU) No 305/2011, the Commission should have the possibility to adopt by means of implementing acts common specifications, on which the	(16) Furthermore, with respect to Regulations (EU) 2016/424, (EU) 2016/425, (EU) 2016/426, (EU) 2019/1009, <u>(EU) 2023/988, (EU) 2023/1230</u> and (EU) No 305/2011, the Commission should have the possibility to adopt by means of implementing acts common	(16) Furthermore, if no such international or European standards are available, with respect to Regulations (EU) 2016/424, (EU) 2016/425, (EU) 2016/426, (EU) 2019/1009 and (EU) No 305/2011 No 305/2011 and (EU) 2023/1230, the Commission should	(16) <u>COM proposal:</u> Furthermore, with respect to Regulations (EU) 2016/424, (EU) 2016/425, (EU) 2016/426, <u>(EU) 2019/1009, (EU) 2023/988, (EU) 2023/1230 and (EU) No 305/2011</u>, the Commission should

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	manufacturers may rely in order to benefit from a presumption of conformity with the applicable essential requirements. The implementing act laying down such common specifications should remain applicable for the duration of the Single Market emergency.	specifications, on which the manufacturers may rely in order to benefit from a presumption of conformity with the applicable essential requirements. The implementing act laying down such common specifications should remain applicable for the duration of the Single<u>internal</u> market emergency.	have the possibility to adopt by means of implementing acts common specifications, on which the manufacturers may rely in order to benefit from a presumption of conformity with the applicable essential requirements. The implementing act laying down such common specifications should remain applicable for the duration of the Single Market emergency.	have the possibility to adopt by means of implementing acts common specifications, on which the manufacturers may rely in order to benefit from a presumption of conformity with the applicable essential requirements. The implementing act laying down such common specifications should remain applicable for the duration of the Single<u>internal/single</u> market emergency. COM: to be revisited after a final decision on the scope has been taken.
Recital 17				
26	(17) With respect to Regulations (EU) 2016/424, (EU) 2016/425, (EU) 2016/426, (EU) 2019/1009 and (EU) No 305/2011, in exceptional and duly justified circumstances, notably in order to ensure the interoperability among products or systems, the Commission should be able to adopt by means of implementing acts common specifications laying down mandatory technical specifications, with which the manufacturers will be required to comply. The implementing act laying down such common specifications should	<i>deleted</i>	<i>deleted</i>	(17) With respect to Regulations (EU) 2016/424, (EU) 2016/425, (EU) 2016/426, (EU) 2019/1009 and (EU) No 305/2011, in exceptional and duly justified circumstances, notably in order to ensure the interoperability among products or systems, the Commission should be able to adopt by means of implementing acts common specifications laying down mandatory technical specifications, with which the manufacturers will be required to comply. The implementing act laying down such common specifications should

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	remain applicable for the duration of the Single Market emergency.			remain applicable for the duration of the Single Market emergency. <u>COM proposal:</u> <u>deleted</u>
Recital 18				
27	(18) In order to ensure that the level of safety provided by the harmonised products is not compromised, it is necessary to provide for rules for enhanced market surveillance, in particular with respect to goods designated as crisis-relevant and including by enabling closer cooperation and mutual support among the market surveillance authorities.	(18) In order to ensure that the level of safety provided by the harmonised products <u>or by products under the general safety framework</u> is not compromised, it is necessary to provide for rules for enhanced market surveillance, in particular with respect to goods designated as crisis-relevant and including by enabling closer cooperation and mutual support among the market surveillance authorities.	(18) In order to ensure that the level of safety provided by the harmonised products is not compromised, it is necessary to provide for rules for enhanced market surveillance, in particular with respect to goods designated as crisis-relevant and including by enabling closer cooperation and mutual support among the market surveillance authorities.	COM: to be revisited after a final decision on the scope has been taken.
Recital 18a				
27a			(18a) In accordance with the relevant provisions of Regulations (EU) 2016/424, (EU) 2016/425, (EU) 2016/426, (EU) No 305/2011 and (EU) 2023/1230, Member States should lay down rules on penalties applicable to infringements by economic operators and conformity assessment bodies of the provisions of those Regulations including the new provisions	<u>(18a) COM proposal:</u> <u>In accordance with the relevant provisions of Regulations [(EU) 2016/424, (EU) 2016/425, (EU) 2016/426, (EU) No 305/2011 and (EU) 2023/1230], Member States should lay down rules on penalties applicable to infringements by economic operators and conformity assessment bodies of the provisions of those Regulations including the</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			introduced by this amending Regulation and ensure that those rules are enforced by the competent national authorities, including the respective notifying authority.	<u><i>new provisions introduced by this amending Regulation and ensure that those rules are enforced by the competent national authorities, including the respective notifying authority.</i></u> COM: to be revisited after a final decision on the scope has been taken.
Recital 19				
28	(19) In accordance with its established practice, the Commission would systematically consult the relevant sectoral experts in the context of the early preparation of all draft implementing acts laying down common specifications.	(19) In accordance with its established practice, the Commission would systematically consult the relevant sectoral experts in the context of the early preparation of all draft implementing acts laying down common specifications.	(19) In accordance with its established practice, the Commission would systematically consult the relevant sectoral experts in the context of the early preparation of all draft implementing acts laying down common specifications.	(19) In accordance with its established practice, the Commission would systematically consult the relevant sectoral experts in the context of the early preparation of all draft implementing acts laying down common specifications. Text Origin: Commission Proposal
Recital 20				
29	(20) Regulations (EU) 2016/424, (EU) 2016/425, (EU) 2016/426, (EU) 2019/1009 and (EU) No 305/2011 should therefore be amended accordingly,	(20) Regulations (EU) 2016/424, (EU) 2016/425, (EU) 2016/426, (EU) 2019/1009, <u>(EU) 2023/988</u> , <u>(EU) 2023/1230</u> and (EU) No 305/2011 should therefore be amended accordingly,	(20) Regulations (EU) 2016/424, (EU) 2016/425, (EU) 2016/426, (EU) 2019/1009 and (EU) No 305/2011 and (EU) No 305/2011 and (EU) 2023/1230 should therefore be amended accordingly,	COM: to be revisited after a final decision on the scope has been taken.
Recital 21				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
30	(21) In order for this Regulation to apply from the same date as [SMEI Regulation], its application should be deferred,	(21) In order for this Regulation to apply from the same date as [SMEI IMERA Regulation], its application should be deferred,	(21) In order for this Regulation to apply from the same date as [SMEI Regulation], its application should be deferred,	COM: to be revisited after a final decision on the name of the SMEI/IMERA Regulation has been taken.
Formula				
31	HAVE ADOPTED THIS REGULATION:	HAVE ADOPTED THIS REGULATION:	HAVE ADOPTED THIS REGULATION:	HAVE ADOPTED THIS REGULATION: Text Origin: Commission Proposal
Article 1				
32	Article 1 Amendments to Regulation (EU) 2016/424	Article 1 Amendments to Regulation (EU) 2016/424	Article 1 Amendments to Regulation (EU) 2016/424	Article 1 Amendments to Regulation (EU) 2016/424
Article 1, first paragraph				
33	In Regulation (EU) 2016/424, the following Chapter VIa is inserted:	In Regulation (EU) 2016/424, the following Chapter VIa is inserted:	In Regulation (EU) 2016/424, the following Chapter VIa is inserted is amended as follows:	In Regulation (EU) 2016/424, the following Chapter VIa is inserted is amended as follows:
Article 1, first paragraph, point (1)				
33a			(1) In Article 3 the following points are added:	<u>(1) In Article 3 the following points are added:</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 1, first paragraph, point (1), amending provision, first paragraph			
33b			" (28) 'crisis-relevant goods' means 'crisis-relevant goods' within the meaning of Article 3, point (6) of Regulation (EU) .../.... [SMEI Regulation];	<u>(28) 'crisis-relevant goods' means 'crisis-relevant goods' within the meaning of Article 3, point (6) of Regulation (EU) .../.... [SMEI/IMERA Regulation];</u> to be revisited after a final decision on the name of the SMEI/IMERA Regulation has been taken.
	Article 1, first paragraph, point (1), amending provision, second paragraph			
33c			(29) 'Single Market Emergency' means 'Single Market Emergency' within the meaning of Article 3, point (3) of Regulation (EU) .../... [SMEI Regulation].;	<u>(29) 'Internal Market Emergency' means 'Internal Market Emergency' within the meaning of Article 3, point (3) of Regulation (EU) .../... [SMEI/IMERA Regulation].;</u> to be revisited after final decisions on the name of the SMEI/IMERA Regulation and on reference to single/internal have been taken
	Article 1, first paragraph, point (2)			
33d			(2) The following Chapter Va is	<u>(2) The following Chapter Va is</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			inserted after Chapter V:	<u>inserted after Chapter V:</u>
Article 1, first paragraph, amending provision, first paragraph				
34	CHAPTER VIa EMERGENCY PROCEDURES	CHAPTER VIa EMERGENCY PROCEDURES	Chapter Va CHAPTER VIa EMERGENCY PROCEDURES	CHAPTER VIa Va EMERGENCY PROCEDURES
Article 1, first paragraph, amending provision, second paragraph				
35	Article 43a Application of emergency procedures	Article 43a Application of emergency procedures	Article 43a Article 43a Application of emergency procedures	Article 43a Application of emergency procedures
Article 1, first paragraph, amending provision, numbered paragraph (1)				
36	1. Articles 43b to 43g shall only apply if the Commission has adopted an implementing act pursuant to Article 23 of [the SMEI Regulation] activating Article 26 of [the SMEI Regulation] with respect to this Regulation.	1. Articles 43b to 43g <u>of this Regulation</u> shall only apply if the Commission has adopted an implementing act pursuant to Article 23 of [the SMEI Regulation] <u>activating Article 26 of [the SMEI 14(5) of [the IMERA Regulation]</u> with respect to this Regulation.	1. Articles 43b to 43g shall only apply if the Commission has adopted an implementing act pursuant to Article 23 of [the SMEI Regulation] activating Article 26 of [the SMEI Regulation] with respect to subsystems and safety components covered by this Regulation.	1. Articles 43b to 43g <u>of this Regulation</u> shall only apply if the Commission has adopted an implementing act pursuant to Article 23 of [the SMEI Regulation] <u>activating Article 26 of [the SMEI SMEI/IMERA Regulation]</u> with respect to this Regulation.
Article 1, first paragraph, amending provision, numbered paragraph (2)				
37	2. Articles 43b to 43g shall apply exclusively to subsystems and safety components, which have been	2. Articles 43b to 43g shall apply exclusively to subsystems and safety components, which have been	2. Articles 43b to 43g shall apply exclusively to subsystems and safety components, which have been	2. Articles 43b to 43g shall apply exclusively to subsystems and safety components, which have been

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	designated as crisis-relevant goods in the implementing act referred to in paragraph 1 of this Article.	designated as crisis-relevant goods in the implementing act referred to in paragraph 1 of this Article.	designated as crisis-relevant goods in the implementing act referred to in paragraph 1 of this Article pursuant to Article 14 of [the SMEI Regulation].	designated as crisis-relevant goods in the implementing act referred to in paragraph 1 of this Article pursuant to Article [14(5) of the SMEI/IMERA Regulation]. <u>DLA to check</u>
Article 1, first paragraph, amending provision, numbered paragraph (3), first subparagraph				
G	38	3. Articles 43b to 43g, except as regards provisions concerning the powers of the Commission, shall apply during the Single Market emergency mode.	3. Articles 43b to 43g, except as regards provisions concerning the powers the power of the Commission in Article 43e(5), shall apply only during the Single Market emergency mode activated in accordance with Article 14 of [the SMEI Regulation].	3. Articles 43b to 43g, except as regards provisions concerning the power the power of the Commission in Article 43e(5), shall apply only during the Single Market emergency mode <u>activated in accordance with Article 14 of [the SMEI/IMERA Regulation]</u> .
Article 1, first paragraph, amending provision, numbered paragraph (3), second subparagraph				
Y	39	However, Article 43c(2), second subparagraph, and Article 43c(5) shall apply during the Single Market emergency mode and after its deactivation or expiry.	deleted	However, Article 43c(2), second subparagraph, and Article 43c(5) shall apply during the Single Market emergency mode and after its deactivation or expiry. <u>COM proposal:</u> <u>However,</u> Article 43c(5) shall apply during the Single Market emergency mode and after its deactivation or expiry.
Article 1, first paragraph, amending provision, numbered paragraph (4)				
Y	40	4. The Commission shall be empowered to lay down by means of implementing acts rules regarding	deleted	4. <u>COM proposal:</u> The Commission shall be

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	the follow-up actions to be taken with respect to subsystems and safety components placed on the market in accordance with Articles 43c to 43f. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 44(3).		the follow-up actions to be taken may adopt implementing acts regarding the corrective or restrictive actions to be taken, the procedures to be followed and the specific labelling and traceability requirements with respect to subsystems and safety components placed on the market in accordance with Articles 43c to 43f43e. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 44(3).	empowered to lay down by means of implementing acts rules regarding the follow-up actions may adopt <u>implementing acts regarding the corrective or restrictive actions to be taken, the procedures to be taken followed and the specific labelling and traceability requirements</u> with respect to subsystems and safety components placed on the market in accordance with Articles 43c to 43f 43e. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 44(3). <u>parked</u>
Article 1, first paragraph, amending provision, seventh paragraph				
41	Article 43b Prioritisation of the conformity assessment of crisis-relevant subsystems and safety components	Article 43b Prioritisation of the conformity assessment of crisis-relevant subsystems and safety components	Article 43b Article 43b Prioritisation of the conformity assessment of crisis-relevant subsystems and safety components	Article 43b Prioritisation of the conformity assessment of crisis-relevant subsystems and safety components
Article 1, first paragraph, amending provision, numbered paragraph (1)				
42	1. This Article shall apply to all subsystems and safety components designated as crisis-relevant goods, which are subject to conformity assessment procedures in accordance with Article 18 requiring mandatory	1. This Article shall apply to all subsystems and safety components designated as crisis-relevant goods, which are subject to conformity assessment procedures in accordance with Article 18 requiring mandatory	1. This Article shall apply to all subsystems and safety components designated as crisis-relevant goods, which are subject to conformity assessment procedures in accordance with Article 18 requiring mandatory	1. This Article shall apply to all subsystems and safety components designated as crisis-relevant goods, which are subject to conformity assessment procedures in accordance with Article 18 requiring mandatory

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	involvement of a notified body.	involvement of a notified body.	involvement of a notified body.	involvement of a notified body.
Article 1, first paragraph, amending provision, numbered paragraph (2)				
43	2. The notified bodies shall process all applications for conformity assessment of subsystems and safety components designated as crisis-relevant goods as a matter of priority.	2. The notified bodies shall <u>ensure all reasonable efforts are made to</u> process all applications for conformity assessment of subsystems and safety components designated as crisis-relevant goods as a matter of priority.	2. The notified bodies shall process all applications for conformity assessment of subsystems and safety components designated as crisis-relevant goods as a matter of priority, irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 43a.	2. The notified bodies shall <u>make best efforts to</u> process all applications for conformity assessment of subsystems and safety components designated as crisis-relevant goods as a matter of priority, <u>irrespective of whether they have been lodged before or after the activation of the emergency procedures pursuant to Article 43a.</u> <u>Light green, CNL to check</u>
Article 1, first paragraph, amending provision, numbered paragraph (3)				
44	3. All pending applications for conformity assessment of subsystems and safety components designated as crisis-relevant goods shall be processed as a matter of priority, ahead of any other applications for conformity assessment of subsystems and safety components, which have not been designated as crisis-relevant goods. This requirement applies with respect to all applications for conformity assessment of subsystems and safety components designated as crisis-relevant goods, irrespective of whether they have	3. All pending applications for conformity assessment of subsystems and safety components designated as crisis-relevant goods shall be processed as a matter of priority, ahead of any other applications for conformity assessment of subsystems and safety components, which have not been designated as crisis-relevant goods. This requirement applies with respect to all applications for conformity assessment of subsystems and safety components designated as crisis-relevant goods, irrespective of whether they have	<i>deleted</i>	3. All pending applications for conformity assessment of subsystems and safety components designated as crisis-relevant goods shall be processed as a matter of priority, ahead of any other applications for conformity assessment of subsystems and safety components, which have not been designated as crisis-relevant goods. This requirement applies with respect to all applications for conformity assessment of subsystems and safety components designated as crisis-relevant goods, irrespective of whether they have been lodged

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	been lodged before or after the activation of the emergency procedures pursuant to Article 43a.	been lodged before or after the activation of the emergency procedures pursuant to Article 43a.		<i>before or after the activation of the emergency procedures pursuant to Article 43a.</i> COM proposal: <i>deleted</i> <i>(absorbed in previous paragraph 2)</i>
Article 1, first paragraph, amending provision, numbered paragraph (4)				
45	4. The prioritisation of applications for conformity assessment of subsystems and safety components pursuant to paragraph 3 shall not give rise to any additional costs for the manufacturers, who have lodged those applications.	4. The prioritisation of applications for conformity assessment of subsystems and safety components pursuant to paragraph 3 shall not give rise to any extraordinary additional costs for the manufacturers, who have lodged those applications.	4. The prioritisation of applications for conformity assessment of subsystems and safety components pursuant to paragraph 3 2 shall not give rise to any disproportionate additional costs for the manufacturers, who have lodged those applications.	4. The prioritisation of applications for conformity assessment of subsystems and safety components pursuant to paragraph 3 2 shall not give rise to any additional disproportionate costs for the manufacturers, who have lodged those applications. check recital, costs for manufacturers
Article 1, first paragraph, amending provision, numbered paragraph (5)				
46	5. The notified bodies shall deploy their best efforts to increase their testing capacities for subsystems and safety components designated as crisis-relevant goods in respect of which they have been notified.	5. The notified bodies shall deploy <i>their best</i> ensure all reasonable efforts are made to increase their testing capacities for subsystems and safety components designated as crisis-relevant goods in respect of which they have been notified.	<i>deleted</i>	5. The notified bodies shall deploy <i>their best</i> make reasonable efforts to increase their testing capacities for subsystems and safety components designated as crisis-relevant goods in respect of which they have been notified. Light green, CNL to check
Article 1, first paragraph, amending provision, thirteenth paragraph				
47				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 43c Derogation from the conformity assessment procedures requiring mandatory involvement of a notified body	Article 43c Derogation from the conformity assessment procedures requiring mandatory involvement of a notified body	Article 43c Article 43e Derogation from the conformity assessment procedures requiring mandatory involvement of a notified body	Article 43c Derogation from the conformity assessment procedures requiring mandatory involvement of a notified body
Article 1, first paragraph, amending provision, numbered paragraph (1)				
48	1. By way of derogation from Article 18, any competent national authority may authorise, on a duly justified request, the placing on the market or the incorporation into a cableway installation within the territory of the Member State concerned, of a specific subsystem or safety component which has been designated as crisis-relevant good and for which the conformity assessment procedures requiring the mandatory involvement of a notified body, referred to in Article 18 have not been carried out by a notified body but for which the compliance with all the applicable essential requirements has been demonstrated.	1. By way of derogation from Article 18, any <u>the</u> competent national authority, <u>after carrying out a risk assessment</u> , may authorise, on a duly justified request <u>from an economic operator established in its Member State</u> , the placing on the market or the incorporation into a cableway installation within the territory of the <u>that</u> Member State concerned , of a specific subsystem or safety component which has been designated as <u>a</u> crisis-relevant good and for which the conformity assessment procedures requiring the mandatory involvement of a notified body, referred to in Article 18 have not been carried out by a notified body but for which the compliance with all the applicable essential requirements has been demonstrated.	1. By way of derogation from Article 18, any competent national authority may authorise, on a duly justified request, the placing on the market or the incorporation into a cableway installation within the territory of the Member State concerned, of a specific subsystem or safety component which has been designated as crisis-relevant good and for which the conformity assessment procedures requiring the mandatory involvement of a notified body, referred to in Article 18 have not been carried out by a notified body but for which the compliance with all the applicable essential requirements has been demonstrated in accordance with procedures referred to in that authorisation.	1. <u>COM proposal:</u> By way of derogation from Article 18, any <u>the</u> competent national authority may authorise, on a duly justified request <u>from an economic operator</u> , the placing on the market or the incorporation into a cableway installation within the territory of the Member State concerned, of a specific subsystem or safety component which has been designated as crisis-relevant good and for which the conformity assessment procedures requiring the mandatory involvement of a notified body, referred to in Article 18 have not been carried out by a notified body but for which the compliance with all the applicable essential requirements has been demonstrated <u>in accordance with procedures referred to in that authorisation.</u>
Article 1, first paragraph, amending provision, numbered paragraph (1a), first subparagraph				
48a				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			1a. The Member State shall immediately inform the Commission and the other Member States of any authorisation granted in accordance with paragraph 1. Unless the requirements set in the authorisation do not ensure the conformity with the essential requirements laid down in Annex II to this Regulation, the Commission shall without delay adopt an implementing act extending for a limited period of time the validity of the authorisation granted by a Member State in accordance with paragraph 1 to the territory of the Union and set the conditions under which the specific subsystem or safety component may be placed on the market. When preparing the draft implementing act, the Commission may request national market surveillance authorities to provide relevant information or comments regarding the technical assessment that served as the basis for the authorisation referred to in paragraph 1. The implementing act shall be adopted in accordance with the examination procedure referred to in Article 44(3).	<u>1a. The Member State shall immediately inform the Commission and the other Member States of any authorisation granted in accordance with paragraph 1. Unless the requirements set in the authorisation do not ensure the conformity with the essential requirements laid down in Annex II to this Regulation, the Commission shall without delay adopt an implementing act extending the validity of the authorisation granted by a Member State in accordance with paragraph 1 to the territory of the Union and set the conditions under which the specific subsystem or safety component may be placed on the market. When preparing the draft implementing act, the Commission may request national market surveillance authorities to provide relevant information or comments regarding the technical assessment that served as the basis for the authorisation referred to in paragraph 1. The implementing act shall be adopted in accordance with the examination procedure referred to in Article 44(3).</u> <u>EP: part on limited period problematic - yellow, EP to check Availability on the market to be ensured</u>

Article 1, first paragraph, amending provision, numbered paragraph (1a), second subparagraph

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
48b			The specific subsystem or safety component subject to the extension of validity referred to in the first subparagraph shall bear the information that it is placed on the market as a “crisis-relevant good”. The implementing act referred to in the first subparagraph shall specify the modalities of that information. That information, as well as any labelling, shall be clear, understandable and intelligible and, where relevant, in a language which can be easily understood by consumers and other end-users, as determined by the Member State concerned.	<u>COM proposal:</u> <u>The specific subsystem or safety component subject to the extension of validity referred to in the first subparagraph shall bear the information that it is placed on the market as a "crisis-relevant good". The implementing act referred to in the first subparagraph shall specify the modalities of that information. That information, as well as any labelling, shall be clear, understandable and intelligible and, where relevant, in a language which can be easily understood by consumers and other end-users, as determined by the Member State concerned.</u> <u>parked</u>
Article 1, first paragraph, amending provision, numbered paragraph (1a), third subparagraph				
48c			1b. On duly justified imperative grounds of urgency relating to the need to preserve the health and safety of persons, the Commission shall adopt immediately applicable implementing acts in accordance with the procedure referred to in Article 44(4).	<u>1b COM proposal:</u> <u>On duly justified imperative grounds of urgency relating to the need to preserve the health and safety of persons, the Commission shall adopt immediately applicable implementing acts in accordance with the procedure referred to in Article 44(4).</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	Article 1, first paragraph, amending provision, numbered paragraph (1b), first subparagraph			
Y	48d		1c. As long as an implementing act referred to in paragraphs 1a or 1b is not adopted, the authorisation granted by a competent national authority in one Member State shall be valid only on the territory of the issuing Member State, as well as on the territories of any other Member States whose competent national authorities have recognised the validity of that authorisation before the adoption of the said implementing act.	<u>1b. COM proposal:</u> <u>As long as an implementing act referred to in paragraphs 1a or 1b is not adopted, the authorisation granted by a competent national authority in one Member State shall be valid only on the territory of the issuing Member State, as well as on the territories of any other Member States whose competent national authorities have recognised the validity of that authorisation before the adoption of the said implementing act.</u>
	Article 1, first paragraph, amending provision, numbered paragraph (1b), second subparagraph			
Y	48e		Member States shall inform the Commission and the other Member States of any decision to recognise the validity of that authorisation.	<u>COM proposal:</u> <u>Member States shall inform the Commission and the other Member States of any decision to recognise the validity of that authorisation.</u>
	Article 1, first paragraph, amending provision, numbered paragraph (2), first subparagraph			
G	49	2. The manufacturer of a subsystem or safety component subject to the authorisation procedure referred to in paragraph 1 shall declare on his sole responsibility that the subsystem or safety component	2. The manufacturer of a subsystem or safety component subject to the authorisation procedure referred to in paragraph 1 shall declare on his sole responsibility that the subsystem or safety component	2. The manufacturer of a subsystem or safety component subject to the authorisation procedure referred to in paragraph 1 shall declare on his sole responsibility that the subsystem or safety component

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	concerned complies with all the applicable essential requirements set out in Annex II and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the national competent authority.	concerned complies with all the applicable essential requirements set out in Annex II and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the national competent authority.	concerned complies with all the applicable essential requirements set out in Annex II and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the national competent national authority.	concerned complies with all the applicable essential requirements set out in Annex II and shall be responsible for the fulfilment of all the conformity assessment procedures indicated by the national competent <u>national</u> authority.
Article 1, first paragraph, amending provision, numbered paragraph (2), second subparagraph				
50	The manufacturer shall also deploy all reasonable measures to ensure that the subsystem or safety component, which has been granted an authorisation pursuant to paragraph 1, does not leave the territory of the Member State, which issued the authorisation.	<i>deleted</i>	<i>deleted</i>	<i>The manufacturer shall also deploy all reasonable measures to ensure that the subsystem or safety component, which has been granted an authorisation pursuant to paragraph 1, does not leave the territory of the Member State, which issued the authorisation. <u>deleted</u></i>
Article 1, first paragraph, amending provision, numbered paragraph (3)				
51	3. Any authorisation issued by a national competent authority pursuant to paragraph 1 shall set out the conditions and requirements under which the subsystem or safety component may be placed on the market or incorporated into a cableway installation, including:	3. Any authorisation issued by a national competent authority pursuant to paragraph 1 shall set out the conditions and requirements under which the subsystem or safety component may be placed on the market or incorporated into a cableway installation, including <u>at least</u> :	3. Any authorisation issued by a national competent authority pursuant to paragraph 1 shall set out the conditions and requirements under which the subsystem or safety component may be placed on the market or incorporated into a cableway installation, including . The authorisations shall at least set out the following:	3. Any authorisation issued by a national competent authority pursuant to paragraph 1 shall set out the conditions and requirements under which the subsystem or safety component may be placed on the market or incorporated into a cableway installation, including . <u>The authorisations shall at least set out the following:</u>
Article 1, first paragraph, amending provision, numbered paragraph (3), point (a)				
52				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	(a) a description of the procedures, by means of which compliance with the applicable essential requirements was successfully demonstrated;	(a) a description of the procedures, by means of which compliance with the applicable essential requirements was successfully demonstrated;	(a) a description of the procedures, by means of which compliance with the applicable essential requirements was successfully demonstrated;	(a) a description of the procedures, by means of which compliance with the applicable essential requirements was successfully demonstrated; Text Origin: Commission Proposal
Article 1, first paragraph, amending provision, numbered paragraph (3), point (b)				
53	(b) specific requirements regarding the traceability of the subsystem or safety component concerned;	(b) specific requirements regarding the traceability of the subsystem or safety component concerned;	(b) any specific requirements regarding the traceability of the subsystem or safety component concerned;	(b) COM proposal: any specific requirements regarding the traceability of the subsystem or safety component concerned;
Article 1, first paragraph, amending provision, numbered paragraph (3), point (c)				
54	(c) an end date of validity of the authorisation, which cannot go beyond the last day of the period for which the Single Market emergency mode has been activated;	(c) an end date of validity of the authorisation, unless otherwise specified , which cannot go beyond the last day of the period for which the Singleinternal market emergency mode has been activated;	(c) an end date of validity of the authorisation, which cannot go beyond the last day of the period for which the Single Market emergency mode has been activated activated in accordance with Article 14 of [the SMEI Regulation] ;	(c) COM proposal: an end date of validity of the authorisation, [which cannot go beyond the last day of the period for which the Singleinternal market emergency mode has been activated] in accordance with Article 14 of [the SMEI/TMERA Regulation] ; tbd together with period
Article 1, first paragraph, amending provision, numbered paragraph (3), point (d)				
55	(d) any specific requirements regarding the need to ensure the	(d) any specific requirements regarding the need to ensure the	(d) any specific requirements regarding the need to ensure the	(d) any specific requirements regarding the need to ensure the

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	continuous conformity assessment with respect to the subsystem or safety component concerned;	continuous conformity assessment with respect to the subsystem or safety component concerned;	continuous conformity assessment with respect to the subsystem or safety component concerned;	continuous conformity assessment with respect to the subsystem or safety component concerned;
	Article 1, first paragraph, amending provision, numbered paragraph (3), point (e)			
G	56	(e) measures to be taken with respect to the subsystem or safety component concerned upon expiry of the authorisation in order to ensure that the subsystem or safety component concerned is brought back in compliance with all the requirements of this Regulation.	(e) measures to be taken with respect to the subsystem or safety component concerned upon expiry of the authorisation in order to ensure that the subsystem or safety component concerned is brought back in compliance with all the requirements of this Regulation placed on the market upon expiry of the Single Market emergency.	(e) measures to be taken with respect to the subsystem or safety component concerned upon expiry of the authorisation in order to ensure that <u>internal market emergency with respect to</u> the subsystem or safety component concerned is brought back in compliance with all the requirements of this Regulation <u>placed on the market.</u>
	Article 1, first paragraph, amending provision, numbered paragraph (3), point (ea)			
Y	56a	<u>(ea) labelling requirements, including radio frequency identification, indicating that the subsystem or safety component was authorised under the internal market emergency mode.</u>		<u>(ea) Already included in letter b), line 53 above</u> <u>parked (technology neutral)</u>
	Article 1, first paragraph, amending provision, numbered paragraph (4)			
Y	57	4. By way of derogation from Article 43a(3), first subparagraph, where appropriate, the national competent authority may amend the conditions of the authorisation	deleted	4. By way of derogation from Article 43a(3), first subparagraph, where appropriate, the national competent authority may amend the conditions of the authorisation

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	referred to in paragraph 3also after the deactivation or expiry of the Single Market Emergency mode.	authorisation <u>and requirements</u> referred to in paragraph 3also <u>3 of this Article</u> after the deactivation or expiry of the Single <u>internal</u> market emergency mode.		referred to in paragraph 3also after the deactivation or expiry of the Single Market Emergency mode. <u>COM proposal:</u> deleted <u>parked with IA</u>
Article 1, first paragraph, amending provision, numbered paragraph (5)				
58	5. By way of derogation from Articles 7 and 20, subsystems or safety components, for which an authorisation has been granted in accordance with paragraph 1 of this Article, shall not leave the territory of the Member State which has issued the authorisation and shall not bear the CE marking.	<i>deleted</i>	5. By way of derogation from Articles 7, 20 and 21 and 20, subsystems or safety components, for which an authorisation has been granted in accordance with paragraph 1 of this Article, shall not leave the territory of the Member State which has issued the authorisation and bear the CE marking and Article 7 shall not bear the CE marking apply.	5. By way of derogation from Articles 7, 20 and 21 and 20, subsystems or safety components, for which an authorisation has been granted in accordance with paragraph 1 of this Article , shall not leave the territory of the Member State which has issued the authorisation and <u>bear the CE marking and Article 7</u> shall not bear the CE marking <u>apply</u> . <u>parked</u>
Article 1, first paragraph, amending provision, numbered paragraph (5a), numbered paragraph (6)				
59	6. The market surveillance authorities of the Member State, whose competent authority has granted an authorisation pursuant to paragraph 1, shall be entitled to take all corrective and restrictive measures at national level provided for under this Regulation with respect to such subsystems or safety components.	6. The market surveillance authorities of the Member State, whose competent authority has granted an authorisation pursuant to paragraph 1, shall be entitled to take all corrective and restrictive measures at national level provided for under this Regulation with respect to such subsystems or safety components. <u>The market</u>	65a. The market surveillance authorities of the a Member State, whose competent authority has granted where an authorisation pursuant to paragraph 1, paragraphs 1, 1a and 1c is valid , shall be entitled to take all corrective and restrictive measures actions at national level provided for under Regulation (EU) 2019/1020 and	65a. The market surveillance authorities of the a Member State, whose competent authority has granted where an authorisation pursuant to paragraph 1, <u>paragraphs 1, 1a and 1c is valid</u> , shall be entitled to take all corrective and restrictive measures <u>actions</u> at national level provided for under <u>Regulation (EU) 2019/1020 and</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>surveillance authorities shall keep all records related to products authorised under a derogation for a period of 10 years. They shall make those records available to other market surveillance authorities upon request.</u>	under this Regulation with respect to such subsystems or safety components.	<u>under</u> this Regulation with respect to such subsystems or safety components. <u>EP to check</u>
Article 1, first paragraph, amending provision, numbered paragraph (5a), numbered paragraph (6) a				
59a			They shall immediately inform the Commission and the market surveillance authorities of other Member States of these actions.	<u>They shall immediately inform the Commission and the market surveillance authorities of other Member States of these actions.</u>
Article 1, first paragraph, amending provision, numbered paragraph (7)				
60	7. Member States shall inform the Commission and the other Member States of any decision to authorise the placing on the market of subsystems or safety components in accordance with paragraph 1.	7. Member States shall inform the Commission and the other Member States of any decision to authorise the placing on the market <u>or incorporation into a cableway installation</u> of subsystems or safety components in accordance with paragraph 1.	<i>deleted</i>	7. Member States shall inform the Commission and the other Member States of any decision to authorise the placing on the market of subsystems or safety components in accordance with paragraph 1. <u>COM:</u> <u>deleted</u>
Article 1, first paragraph, amending provision, numbered paragraph (8)				
61	8. The application of Articles 43a to 43g and the use of the authorisation procedure set out in paragraph 1 of this Article does not affect the application of the relevant conformity assessment procedures	8. The application of Articles 43a to 43g and the use of the authorisation procedure set out in paragraph 1 of this Article does <u>shall</u> not affect the application of the relevant conformity assessment procedures	8. The application of Articles 43a to 43g and the use of the authorisation procedure set out in paragraph 1 of this Article to 1c does not affect the application of the relevant conformity assessment procedures	8. The application of Articles 43a to 43g and The use of the authorisation procedure set out in paragraph 1 of this Article does <u>paragraphs 1 to 1c shall</u> not affect the application of the relevant conformity assessment

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	laid down in Article 18 on the territory of the Member State concerned.	laid down in Article 18 on the territory of the Member State concerned.	laid down in Article 18 on the territory of the Member State concerned.	procedures laid down in Article 18 on the territory of the Member State concerned.
Article 1, first paragraph, amending provision, numbered paragraph (8a)				
61a		<u>8a. Subsystems or safety components subject to derogation under paragraph 1 shall remain valid for six months after deactivation or expiration of the internal market emergency mode. After this period, they shall only be made available on the market after receiving an authorisation under the normal authorisation procedure provided for in this Regulation.</u>		<u>8a. parked</u>
Article 1, first paragraph, amending provision, twenty-second paragraph				
62	Article 43d Presumption of conformity based on national and international standards	Article 43d Presumption of conformity based on national and international standards	deleted	Article 43d Presumption of conformity based on national and international standards <u>COM:</u> deleted
Article 1, first paragraph, amending provision, twenty-third paragraph				
63	Member States shall take all appropriate measures to ensure that, for the purposes of placing on the market, their competent authorities consider that subsystems and safety	Member States shall take all appropriate measures to ensure that, for the purposes of placing on the market, their competent authorities consider that subsystems and safety	deleted	Member States shall take all appropriate measures to ensure that, for the purposes of placing on the market, their competent authorities consider that subsystems and safety

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	components, which comply with the relevant international standards or any national standards in force in the Member State of manufacture, ensuring the safety level required by the essential requirements set out in Annex II, comply with those essential requirements in either of the following cases:	components, which comply with the relevant international standards or any national standards in force in the Member State of manufacture, ensuring the safety level required by the essential requirements set out in Annex II, comply with those essential requirements in either of the following cases:		components, which comply with the relevant international standards or any national standards in force in the Member State of manufacture, ensuring the safety level required by the essential requirements set out in Annex II, comply with those essential requirements in either of the following cases <u>COM:</u> deleted
Article 1, first paragraph, amending provision, twenty-third paragraph, point (a), first subparagraph				
Y	64	(a) where no reference to harmonised standards covering the relevant essential requirements set out in Annex II is published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012;	(a) where no reference to harmonised standards covering the relevant essential requirements set out in Annex II is published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012;	(a) where no reference to harmonised standards covering the relevant essential requirements set out in Annex II is published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012; <u>COM:</u> deleted
Article 1, first paragraph, amending provision, twenty-third paragraph, point (a), second subparagraph				
G	65	Where	deleted	Where deleted
Article 1, first paragraph, amending provision, twenty-third paragraph, point (b)				
Y	66	(b) severe disruptions in the functioning of the Single Market,	(b) where severe disruptions in the functioning of the Single <u>internal</u>	(b) severe disruptions in the functioning of the Single Market,

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	which were taken into consideration when activating the Single Market emergency mode in accordance with Article 15(4) of [the SMEI Regulation], significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential requirements set out in Annex II to this Regulation and already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	market, which were taken into consideration when activating the Single <u>internal</u> market emergency mode in accordance with Article 15(4) of [the SMEI] <u>14 of [the IMERA]</u> Regulation], significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential requirements set out in Annex II to this Regulation and already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.		which were taken into consideration when activating the Single Market emergency mode in accordance with Article 15(4) of [the SMEI Regulation], significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential requirements set out in Annex II to this Regulation and already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012. <u>COM:</u> <u>deleted</u>
Article 1, first paragraph, amending provision, twenty-fourth paragraph				
67	Article 43e Adoption of common specifications conferring a presumption of conformity	Article 43e Adoption of common specifications conferring a presumption of conformity	Article 43e Article 43e Adoption of common specifications conferring a presumption of conformity Presumption of conformity based on standards and common specifications	<u>COM proposal:</u> Article 43e Adoption of common specifications conferring a presumption of conformity <u>Presumption of conformity based on standards and common specifications</u>
Article 1, first paragraph, amending provision, numbered paragraph (1)				
68	1. Where subsystems and safety components, have been designated as crisis-relevant goods, the Commission is empowered to adopt	1. Where subsystems and safety components, have been designated as crisis-relevant goods, the Commission is empowered to adopt	1. Where subsystems and safety components, have been designated as crisis-relevant goods, the Commission is empowered to adopt	1. Where subsystems and safety components, have been designated as crisis-relevant goods, the Commission is empowered to adopt

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	implementing acts establishing common specifications for such subsystems and safety components to cover the essential requirements set out in Annex II in either of the following cases:	implementing acts establishing common specifications for such subsystems and safety components to cover the essential requirements set out in Annex II in either of the following cases:	implementing acts, listing appropriate standards or establishing common specifications for such subsystems and safety components to cover the essential requirements set out in Annex II in either of the following cases:	implementing acts, <u>listing appropriate standards or</u> establishing common specifications for such subsystems and safety components to cover the essential requirements set out in Annex II in either of the following cases: <u>EP to check</u>
Article 1, first paragraph, amending provision, numbered paragraph (1), point (a)				
69	(a) where no reference to harmonised standards covering the relevant essential requirements set out in Annex II is published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012;	(a) where no reference to harmonised standards covering the relevant essential requirements set out in Annex II is published in the Official Journal of the European Union in accordance with the <u>European standardisation deliverables addressing a request pursuant to Article 10(1) of Regulation (EU) No 1025/2012 were not adopted;</u>	(a) where no reference to harmonised standards covering the relevant essential requirements set out in Annex II is published in the Official Journal of the European Union Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012;	(a) where no reference to harmonised standards covering the relevant essential requirements set out in Annex II is published <u>in the Official Journal of the European Union</u> in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012; <u>CNL to check EP proposal:</u> <u>where the European standardisation deliverables addressing a request pursuant to Article 10(1) of Regulation (EU) No 1025/2012 were not adopted;</u>
Article 1, first paragraph, amending provision, numbered paragraph (1), point (aa)				
69a		<u>(aa) where a reference to harmonised standards covering the relevant essential requirements set out in Annex II is not published in the Official Journal of the</u>		<u>(aa) CNL to check</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
		<u>European Union in accordance with Regulation (EU) No 1025/2012 and such reference is not expected to be published within a reasonable timeframe during the internal market emergency mode;</u>		
Article 1, first paragraph, amending provision, numbered paragraph (1), point (b)				
G	70	(b) where severe disruptions in the functioning of the Single internal market, which led to the activation of the Single internal market emergency mode in accordance with Article 14 of [the SMEI IMERA Regulation], significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential requirements set out in Annex II to this Regulation and already published in the Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	(b) where severe disruptions in the functioning of the Single Market, which led to the activation of the Single Market emergency mode in accordance with Article 14 of [the SMEI Regulation], significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential requirements set out in Annex II to this Regulation and already published in the Official Journal of the European Union Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.	(b) where severe disruptions in the functioning of the Single internal Market, which led to the activation of the Single internal Market emergency mode in accordance with Article 14 of [the SMEI IMERA Regulation], significantly restrict the possibilities of manufacturers to make use of the harmonised standards covering the relevant essential requirements set out in Annex II to this Regulation and already published in the Official Journal of the European Union Official Journal of the European Union in accordance with Regulation (EU) No 1025/2012.
Article 1, first paragraph, amending provision, numbered paragraph (1), point (ba)				
Y	70a		1a. The implementing acts referred to in paragraph 1 may:	<u>1a. The implementing acts referred to in paragraph 1 shall deploy the most appropriate alternative technical solution for the purposes of providing a presumption of conformity in accordance with</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
				<u>paragraph 3. To this end, the implementing act may publish the references to European standards, to relevant applicable international standards or to national standards or, if there is no relevant applicable international or European standard, may establish common specifications.</u> <u>CNL to check, EP to check</u>
Article 1, first paragraph, amending provision, numbered paragraph (1), point (bb)				
70b			(a) publish the references to relevant applicable international standards that provide presumption of conformity in accordance with paragraph 3;	<u>(bb) parked</u>
Article 1, first paragraph, point (2), amending provision, numbered paragraph (1a), point (b)				
70c			(b) if there is no relevant applicable international standards as referred to in point a of this paragraph that cover the essential requirements set out in Annex II [to this Regulation], publish the references to the European standards that provide presumption of conformity in accordance with paragraph 3;	
Article 1, first paragraph, point (2), amending provision, numbered paragraph (1a), point (c)				

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
Y	70d		(c) if there is no relevant applicable international or European standard as referred to in points a and b, that cover the essential requirements set out in Annex II [to this Regulation], establish common specifications established by the Commission that provide presumption of conformity in accordance with paragraph 3;	
	Article 1, first paragraph, point (2), amending provision, numbered paragraph (1a), point (d)			
Y	70e		(d) if there is no relevant applicable international standard, European standard or common specifications as referred to in points a, b and c, publish the reference to national standards that provide presumption of conformity in accordance with paragraph 3.	
	Article 1, first paragraph, amending provision, numbered paragraph (2)			
G	71	2. The implementing acts referred to in paragraph 1 of this Article shall be adopted following a consultation of the sectoral experts and in accordance with the examination procedure referred to in Article 44(3) and they shall apply to subsystems or safety components	2. The implementing acts referred to in paragraph 1 of this Article shall be adopted following a consultation of the sectoral experts and in accordance with the examination procedure referred to in Article 44(3) and they shall apply to subsystems or safety components	2. The implementing acts referred to in paragraph 1 of this Article shall be adopted following a consultation of the sectoral experts and in accordance with the examination procedure referred to in Article 44(3) and they shall apply to subsystems or safety components

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	placed on the market until the last day of the period for which the Single Market emergency mode remains active. In the early preparation of the draft implementing act establishing the common specification, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act.	placed on the market until the last day of the period for which the Single <u>internal</u> market emergency mode remains active. In the early preparation of <u>When preparing</u> the draft implementing act establishing the common specification, the Commission shall gather <u>take into account</u> the views of relevant bodies or expert groups established under the relevant sectoral Union legislation. Based on that consultation, the Commission <u>bodies and shall prepare the draft implementing act</u> <u>duly consult all relevant stakeholders.</u>	placed on the market until the last day of the period for which the Single Market emergency mode remains active. In the early preparation of the draft implementing act establishing the common specification, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act, unless amended or repealed in accordance with paragraph 5.	placed on the market until the last day of the period for which the Single <u>internal</u> market emergency mode remains active. In the early preparation of the draft implementing act establishing the common specification, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act, unless amended or repealed in accordance with paragraph 5.
Article 1, first paragraph, amending provision, numbered paragraph (2a)				
71a			2a. Before preparing the draft implementing act referred to in paragraph 1, the Commission shall inform the committee referred to in Article 22 of Regulation (EU) No 1025/2012 that it considers that the conditions in paragraph 1 have been fulfilled. When preparing the draft implementing act referred to in paragraph 1, the Commission shall take into account the views of relevant bodies or expert groups established under this Regulation and shall duly consult all relevant stakeholders.	<u>2a. COM proposal:</u> <u>Before preparing the draft implementing act referred to in paragraph 1, the Commission shall inform the committee referred to in Article 22 of Regulation (EU) No 1025/2012 that it considers that the conditions in paragraph 1 have been fulfilled. When preparing the draft implementing act referred to in paragraph 1, the Commission shall take into account the views of relevant bodies or expert groups established under this Regulation and shall duly consult all relevant stakeholders.</u>

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
			based on COM text above, line 72	
Article 1, first paragraph, amending provision, numbered paragraph (3)				
72	3. Without prejudice to Article 17, subsystems and safety components which are in conformity with common specifications adopted pursuant to paragraph 2 of this Article shall be presumed to be in conformity with the essential requirements set out in Annex II covered by those common specifications or parts thereof.	3. Without prejudice to Article 17, subsystems and safety components which are in conformity with common specifications adopted pursuant to paragraph 2 of this Article shall be presumed to be in conformity with the essential requirements set out in Annex II covered by those common specifications or parts thereof.	3. Without prejudice to Article 17, subsystems and safety components which are in conformity with the standards or common specifications adopted pursuant to referred to in paragraph 2 of this Article 1, or parts thereof , shall be presumed to be in conformity with the essential requirements set out in Annex II covered by those standards , common specifications or parts thereof. The presumption of conformity provided by the standards or the common specifications referred to in the implementing act referred to in paragraph 1 shall automatically cease to apply on the day the Single Market Emergency mode expires or is deactivated.	3. Without prejudice to Article 17, subsystems and safety components which are in conformity with <u>the standards or</u> common specifications adopted pursuant to <u>referred to in</u> paragraph 2 of this Article <u>1, or parts thereof</u> , shall be presumed to be in conformity with the essential requirements set out in Annex II covered by those <u>standards</u> , common specifications or parts thereof. <u>The presumption of conformity provided by the standards, parts thereof or the common specifications referred to in the implementing act referred to in paragraph 1 can no longer be relied upon from the day the internal market emergency mode expires or is deactivated.</u> <u>DLA to check (for placing the market)</u> <u>light green</u>
Article 1, first paragraph, amending provision, numbered paragraph (4)				
73	4. By way of derogation from Article 43a(3), first subparagraph, unless there is sufficient reason to believe that the subsystems or safety	4. By way of derogation from Article 43a(3), first subparagraph , unless there is sufficient reason to believe that the subsystems or safety	4. By way of derogation from Article 43a(3), first subparagraph, unless there is sufficient reason to believe that the subsystems or safety	4. By way of derogation from Article 43a(3), first subparagraph , unless there is sufficient reason to believe that the subsystems or safety

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	components covered by the common specifications referred to in paragraph 1 of this Article present a risk to the health or safety of persons, the subsystems or safety components in compliance with the said common specifications which have been placed on the market shall be deemed compliant with this Regulation after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 of this Article and after the expiry or deactivation of the Single Market Emergency mode in accordance with [the SMEI Regulation].	components covered by the common specifications referred to in paragraph 1 of this Article present a risk to the health or safety of persons, the subsystems or safety components in compliance with the <u>said those</u> common specifications which have been placed on the market shall be deemed compliant with this Regulation after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 of this Article and after the expiry or deactivation of the Single<u>internal</u> market emergency mode in accordance with [the SMEI<u>IMERA</u> Regulation].	components covered by the standards or common specifications referred to in paragraph 1 of this Article present a risk to the health or safety of persons, the subsystems or safety components which are in conformity in compliance with the said standards or common specifications and which have been placed on the market shall be deemed compliant with this Regulation the essential requirements set out in Annex II after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 of this Article and after the expiry or deactivation of the Single Market Emergency mode in accordance with [the SMEI Regulation] [the SMEI Regulation].	components covered by the <u>standards or</u> common specifications referred to in paragraph 1 of this Article present a risk to the health or safety of persons, the subsystems or safety components <u>which are in conformity with those standards or in compliance with the said</u> common specifications <u>and</u> which have been placed on the market shall be deemed compliant with this Regulation <u>the essential requirements set out in Annex II</u> after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 of this Article and after the expiry or deactivation of the Single<u>internal</u> market emergency mode in accordance with [the SMEI<u>SMEI/IMERA</u> Regulation]. <u>light green</u> <u>apart from standards, the rest is green</u>
Article 1, first paragraph, amending provision, numbered paragraph (5)				
74	5. When a Member State considers that a common specification referred to in paragraph 1 does not entirely satisfy the essential requirements which it aims to cover and which are set out in Annex II, it shall inform the Commission thereof with a detailed explanation and the Commission shall assess that	5. When a Member State considers that a common specification referred to in paragraph 1 does not entirely satisfy the essential requirements which it aims to cover and which are set out in Annex II, it shall inform the Commission thereof with a detailed explanation and the Commission shall assess that	5. When a Member State considers that a standard or common specification referred to in paragraph 1 does not entirely satisfy the essential requirements which it aims to cover and which are set out in Annex II, it shall inform the Commission thereof by submitting with a detailed explanation and. The	5. When a Member State considers that a <u>standard or</u> common specification referred to in paragraph 1 does not entirely satisfy the essential requirements which it aims to cover and which are set out in Annex II, it shall inform the Commission thereof with<u>by</u> submitting a detailed explanation

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	information and, if appropriate, amend or withdraw the implementing act establishing the common specification in question.	information and, if appropriate, <u>The Commission may</u> amend, <u>where appropriate,</u> or withdraw the implementing act establishing the common specification in question.	Commission shall assess that information detailed explanation and, if appropriate, amend or withdraw repeal the implementing act listing the standard or establishing the common specification in question.	and, The Commission shall assess that information and, if <u>detailed explanation and, may, where</u> appropriate, amend or withdraw repeal the implementing act <u>listing the standard or</u> establishing the common specification in question. <u>light green</u> <u>DLA to check</u>
Article 1, first paragraph, amending provision, thirtieth paragraph				
75	Article 43f Adoption of mandatory common specifications	<i>deleted</i>	<i>deleted</i>	Article 43f Adoption of mandatory common specifications <u>deleted</u>
Article 1, first paragraph, amending provision, numbered paragraph (1)				
76	1. In exceptional and duly justified cases, the Commission is empowered to adopt implementing acts establishing mandatory common specifications to cover the essential requirements set out in Annex II for subsystems or safety components, which have been designated as crisis-relevant goods.	<i>deleted</i>	<i>deleted</i>	1. In exceptional and duly justified cases, the Commission is empowered to adopt implementing acts establishing mandatory common specifications to cover the essential requirements set out in Annex II for subsystems or safety components, which have been designated as crisis-relevant goods. <u>deleted</u>
Article 1, first paragraph, amending provision, numbered paragraph (2)				
77	2. The implementing acts establishing mandatory common specifications, referred to in	<i>deleted</i>	<i>deleted</i>	2. The implementing acts establishing mandatory common specifications, referred to in

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	paragraph 1 of this Article shall be adopted following a consultation of the sectoral experts and in accordance with the examination procedure referred to in Article 44(3). They shall apply to subsystems or safety components placed on the market until the last day of the period for which the Single Market emergency mode remains active. In the early preparation of the draft implementing act establishing the common specification, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing act.			paragraph 1 of this Article shall be adopted following a consultation of the sectoral experts and in accordance with the examination procedure referred to in Article 44(3). They shall apply to subsystems or safety components placed on the market until the last day of the period for which the Single Market emergency mode remains active. In the early preparation of the draft implementing act establishing the common specification, the Commission shall gather the views of relevant bodies or expert groups established under relevant sectoral Union legislation. Based on that consultation, the Commission shall prepare the draft implementing actdeleted
Article 1, first paragraph, amending provision, numbered paragraph (3)				
78	3. By way of derogation from Article 43a(3), first subparagraph, unless there is sufficient reason to believe that the subsystems or safety components covered by the common specifications referred to in paragraph 1 of this Article present a risk to the health or safety of persons, the subsystems or safety components in compliance with those common specifications which have been placed on the market shall	<i>deleted</i>	<i>deleted</i>	3. By way of derogation from Article 43a(3), first subparagraph, unless there is sufficient reason to believe that the subsystems or safety components covered by the common specifications referred to in paragraph 1 of this Article present a risk to the health or safety of persons, the subsystems or safety components in compliance with those common specifications which have been placed on the market shall

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	be deemed compliant with this Regulation after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 of this Article and after the expiry or deactivation of the Single Market Emergency mode in accordance with [the SMEI Regulation].			be deemed compliant with this Regulation after the expiry or repeal of an implementing act adopted pursuant to paragraph 2 of this Article and after the expiry or deactivation of the Single Market Emergency mode in accordance with [the SMEI Regulation]. <u>deleted</u>
Article 1, first paragraph, amending provision, thirty-fourth paragraph				
79	Article 43g Prioritisation of market surveillance activities and mutual assistance among authorities	Article 43g Prioritisation of market surveillance activities and mutual assistance among authorities	Article 43g Article 43g Prioritisation of market surveillance activities and mutual assistance among authorities	Article 43g Prioritisation of market surveillance activities and mutual assistance among authorities
Article 1, first paragraph, amending provision, numbered paragraph (1)				
80	1. Member States shall prioritise the market surveillance activities for subsystems and safety components designated as crisis-relevant goods.	1. Member States shall prioritise the market surveillance activities for subsystems and safety components designated as crisis-relevant goods.	1. Member States shall prioritise the market surveillance activities for subsystems and safety components designated as crisis-relevant goods. The Commission shall facilitate coordination of these efforts through the Union Product Compliance Network established under Article 29 of Regulation (EU) 2019/1020.	1. Member States shall prioritise the market surveillance activities for subsystems and safety components designated as crisis-relevant goods. <u>The Commission shall facilitate coordination of these efforts through the Union Product Compliance Network established under Article 29 of Regulation (EU) 2019/1020.</u>
Article 1, first paragraph, amending provision, numbered paragraph (2)				
81	2. The market surveillance authorities of the Member States	2. The market surveillance authorities of the Member States	2. The market surveillance authorities of the Member States	2. The market surveillance authorities of the Member States

	Commission Proposal	EP Mandate	Council Mandate	Draft Agreement
	shall deploy their best efforts to provide assistance to other market surveillance authorities during a Single Market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for subsystems and safety components designated as crisis-relevant goods.	shall deploy their <u>ensure</u> best efforts <u>are made</u> to provide assistance to other market surveillance authorities during a Single <u>an internal</u> market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for subsystems and safety components designated as crisis-relevant goods.	shall deploy their best efforts to provide assistance to other market surveillance authorities during a Single Market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for subsystems and safety components designated as crisis-relevant goods.	shall deploy their <u>ensure that</u> best efforts <u>are made</u> to provide assistance to other market surveillance authorities during a Single <u>internal</u> market emergency, including by mobilising and dispatching expert teams to temporarily reinforce the staff of market surveillance authorities requesting assistance or by providing logistical support such as reinforcement of the testing capacity for subsystems and safety components designated as crisis-relevant goods.